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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**

8 James Arnett,)
9 Plaintiff,) No. CV-12-0311-TUC-DCB-DTF
10 vs.) **ORDER TO SHOW CAUSE**
11 Benjamin Snow Howard, et al.,)
12 Defendants.)
13)
14)

15 Pursuant to an order of the Court (Doc. 10), on July 16, 2012, the United States
16 Marshal sent Defendant Benjamin Howard a request to waive service by certified mail (Doc.
17 17). Defendant did not return the request for waiver. Therefore, the United States Marshal
18 completed personal service on him on September 6, 2012. (*Id.*) The cost to the Marshal's
19 Service for personal service on Defendant Howard was \$98.75. (*Id.*) The mailed request for
20 waiver included a copy of the Court's service order, in which Defendant was notified that he
21 would be charged the cost of personal service. (Doc. 10.) Federal Rule of Civil Procedure
22 4(d)(2) provides that, if a defendant fails to waive service, without good cause, the Court
23 must impose the cost of service upon the defendant.

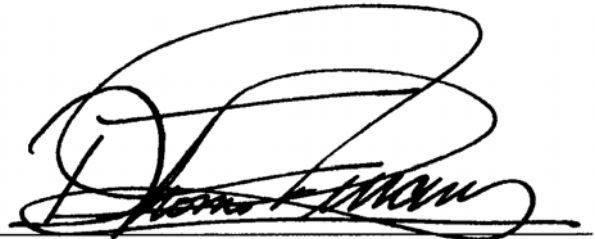
24 Accordingly,

25 **IT IS ORDERED** that Defendant Benjamin Howard has until **October 8, 2012**, to
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1 show good cause, if any, in writing, why he should not be taxed the cost of personal service
2 by the United States Marshal Service.

3 DATED this 26th day of September, 2012.

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A handwritten signature in black ink, appearing to read "D. Thomas Ferraro", is written over a horizontal line. The signature is stylized with large, sweeping loops.

D. Thomas Ferraro
United States Magistrate Judge